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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

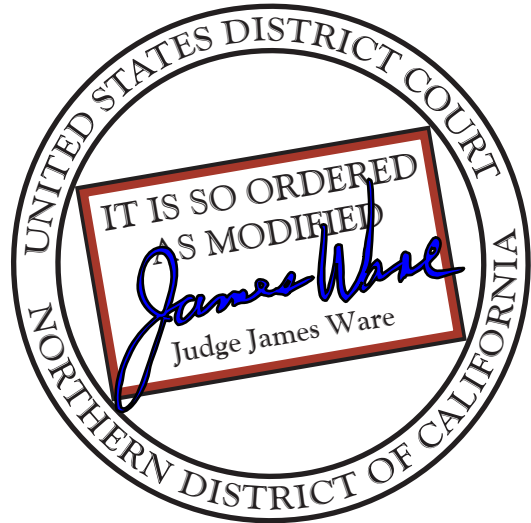
SECURITIES AND EXCHANGE
COMMISSION,

Plaintiff,

v.

CARL W. JASPER,

Defendant.



CASE NO. CV. 07-6122 JW

STIPULATION AND [PROPOSED] ORDER
REGARDING DISCOVERY PLAN;

**CONTINUING PRELIMINARY
PRETRIAL CONFERENCE**

1 WHEREAS, the parties wish to make minor changes to the discovery schedule to
2 allow for additional time to prepare expert rebuttal reports and complete discovery;

3 WHEREAS the parties currently have a Preliminary Pre-Trial Conference
4 Statement due on August 21, 2009 and a pre-trial conference scheduled for August 31, 2009;

5 WHEREAS, the parties believe the pre-trial conference will be more useful after
6 the completion of discovery

7 IT IS HEREBY STIPULATED by and between the parties hereto through their
8 respective attorneys that:

- 9 1. The Preliminary Pre-Trial Conference Statement shall be filed on October 9,
10 2009.
- 11 2. The Preliminary Pre-Trial Conference shall be held on October 19, 2009 at
12 11:00 a.m.
- 13 3. The last day to exchange rebuttal expert reports shall be September 24, 2009
- 14 4. The close of all discovery shall be October 15, 2009.
- 15 5. The last day for *hearing* motions regarding **objections to experts** and any
16 **dispositive motions** is set for **November 9, 2009 at 9 a.m**

17
18 Any other deadline calculated from, or which depends upon, the occurrence of
19 any event listed above shall be calculated using these agreed-upon dates, pursuant to the Federal
20 Rules of Civil Procedure.

1 Dated: August 20, 2009

LATHAM & WATKINS LLP

2
3 By /S/
4 Christopher W. Johnstone
5 Attorneys for Defendant
Carl W. Jasper

6 Dated: August 20, 2009

SECURITIES AND EXCHANGE COMMISSION

7
8 By /S/ (with express authorization)
9 Mark P. Fickes
Attorney for Plaintiff
SECURITIES AND EXCHANGE COMMISSION

10 *Filer's Attestation: Pursuant to General*
11 *Order No. 45, Section X(B) regarding*
12 *signatures, David M. Friedman hereby*
13 *attests that concurrence in the filing of this*
document has been obtained.

14 PURSUANT TO STIPULATION, IT IS SO ORDERED **AS MODIFIED.**

15
16 Date: August 26, 2009


United States District Court Judge